

Meeting No. 18
November 3, 2003
Hamburg Town Budget Hearing
S-6100 South Park Ave.
Hamburg, New York 14075

Supervisor Hoak calls the meeting to order at 7:00 p.m.

Roll Call:	Patrick H. Hoak	Supervisor
	D. Mark Cavalcoli	Councilman
	Kathleen C. Hochul	Councilwoman
	Joan A. Kesner	Councilwoman
	Thomas Quatroche, Jr.	Councilman

Also Present:	Catherine Rybczynski	Town Clerk
	James Spute	Director of Finance
	Robert Brown	Sr. Account Clerk
	Richard Boehm	Deputy Town Attorney
	Gerard Kapsiak	Town Engineer
	James Connolly	Highway Superintendent
	Richard Crandall	Planning Board Chairman

The Pledge of Allegiance was recited.

Information on Fire Exits was provided.

7:00 p.m. Public Hearing for preliminary budget for the fiscal year beginning January 1, 2004.

Catherine Rybczynski, Town Clerk, reads the following notice as published in the Hamburg Sun and the Front Page:

LEGAL NOTICE
TOWN OF HAMBURG
NOTICE OF PRELIMINARY BUDGET HEARING

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Hamburg for the fiscal year beginning January 1, 2004 has been completed and filed in the Office of the Town Clerk, 6100 South Park Avenue, Hamburg, New York, where it is available for inspection by any interested person, at reasonable hours.

FURTHER NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Hamburg pursuant to Section 121(b)(1) of the State and Local Fiscal Assistance Act of 1972, as amended, and all other applicable statutes, will meet and review said preliminary budget and hold a public hearing thereon at Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York at 7:00 p.m. (local time) on the 3rd day of November, 2003, and that at such hearing any person may be heard in favor or against the preliminary budget as compiled and for or against any items therein contained.

PURSUANT to Section 108 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows:

Supervisor.....	\$79,271
Councilman (4) each.....	\$18,550
Town Clerk.....	\$66,045
Registrar of Vital Statistics.....	\$ 3,253
Highway Superintendent.....	\$78,747

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HAMBURG

Dated: October 6, 2003	CATHERINE RYBCZYNSKI
	Town Clerk
	Town of Hamburg

Supervisor Hoak comments that Budget as proposed with a 2.95% tax increase has been maintained and they are staying with that increase.

Mr. Spute gives a power point presentation. Mr. Spute comments that they will add this to the website that has the minutes from the Town Board Meetings. They started back in July going out to the Department Heads, the Department Heads turned in their requests, then they got the assessed valuation for the year, then finalized the Budget and gave copies to Town Board members. The proposed budget was filed in the Town Clerk’s Office on September 30th. They are holding the public hearing this evening and the budget must be passed by November 20th or the tentative budget will be adopted by New York State Law. He explains that the charts show the increase in the assessed valuation between 2003 and 2004. He then shows the Townwide assessment value increase. He then explains the Budget Highlights as stated on Page 1 of 2 and 2 of 2 in the beginning of the 2004 Budget Book. He then explains the tax rates stating that everyone in the Town of Hamburg pays the General Fund tax rate. The B fund part town tax rate is for the Town outside the Villages only. The DA account everyone pays. DB is again Town outside the Villages. The Total Town tax rate including the Villages, which is the A fund and the DA fund, comes to \$3.754 and the Total Town tax rate which includes all four of the funds comes to \$7.918. He then explains that only two fire districts had an actual increase in their fire protection contracts. Some fire districts have an increase in the tax rate because of the change in assessed valuation for McKinley Mall and the Specialty Products in the Woodlawn area (for example). Most of the Sewer Districts are shown under an area charge, frontage charge, flat charge and assessed valuation charge - every district is different. He then explains the Water Districts.

Supervisor Hoak wants to compliment the Board for the diligence in putting together this Budget, he thanks all the Department Heads, it gets tougher every year when being asked to do more with less. He especially thanks the Finance Department. In the charts it shows the assessed valuation growing on an annual basis over the last twelve years. That is critically important in operating a budget, because of the cost-of-living, health care costs, pension costs, pay increases and increased services. If they didn’t show growth in assessed valuation they would have to cut back. They have been able to balance growth with more services while keeping taxes below inflation.

He comments that funding some of the programs is not optional. The Domestic Violence program is a major issue. We had 2500 calls last year. We are very lucky to have a program like that. The biggest challenge they have is that even if they leave everything status quo the taxes go up 5%. That is just pay increases and health care costs. They had to be very innovative to bring that down to 2.95%. They have been very conservative with projections on revenues coming in, with sales tax revenues and with mortgage revenues. He opens it up to questions or comments from the floor. He then comments that they met with both Villages to get their input.

George Lee, thanks the Town Board, this is a team effort. They are very proud of the whole Board and their accomplishments.

I.

RESOLVED, that the Town Board close the Public Hearing.

Moved: Hoak

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
Noes: None
Carried

II.

RESOLVED, that the Town Board accept the proposed Budget for 2004.

Moved: Hoak

Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
Noes: None
Carried

7: 15 p.m. Public Hearing on Capital Improvements Program.

Catherine Rybczynski, Town Clerk, reads the following public notice as published in the Hamburg Sun and the Front Page:

LEGAL NOTICE
TOWN OF HAMBURG
NOTICE OF CAPITAL IMPROVEMENTS PROGRAM

NOTICE IS HEREBY GIVEN that the Town of Hamburg will hold a public informational hearing on Capital Improvements Program on November 3, 2003, at 7:15 p.m. (local time), at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York 14075. The Town is seeking public input as to project priorities, means of funding projects on the various Capital Improvements Program, to be established over the next six (6) years.

Additional information is available in the Finance Office, Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York 14075

Dated: October 6, 2003

Catherine Rybczynski
Town Clerk
Town of Hamburg

Mr. Spute comments that, after careful review, the projects they decided to fund are a request from the Computer Committee for continual upgrades in computer equipment. From the Town Arena they approved the remodeling of the game room, which will be self-supporting due to the funds they receive from various machines out there. For the Wanakah Water Building they have put aside \$50,000. They will fund front steps and Landing for the Historical Dunn House. The eighteenmile creek stream stabilization required \$10,000 to go along with the State and Federal Grant. They have an agreement with the DEC for testing the soil and they are funding money through the Lakeview Sledding Hill Project. All the Capital Projects will be funded through the A or B fund so there will be no tax impact associated with the projects.

Joe Kilian questions what they have to do for the Sledding Hill Project. Mr. Spute responds that this is an agreement they have for testing of the site and any repairs that have to be done. This is a five year agreement that they put into effect. Questions the Lake Erie Scenic Overlook Project that was not funded. Mr. Spute responds that at a later date, if they want to do this, they will have to come up with funding, bonding and grants. Joe questions if they could turn over the land (Foits property) in lieu of back taxes. Mr. Spute comments that they have a Trust & Agency Account - Cash In Lieu of Land, where they receive money from development, they could use some of that but it would take a Board resolution.

Councilman Quatroche comments that they talked about this property at their last meeting. They are going to pursue all options at this point. They will report back to the Board and the public. Joe comments that this property is in bankruptcy court now. Will they have to pay the back taxes on that. Mr. Spute comments that the Town is guaranteed all their money. When we collect during tax season, we pay ourselves first and the remaining balance is sent to the County. They are the ones who send it out for collection. The benefit for them is that the County can then collect the penalties and late fees.

Supervisor Hoak comments that the projects that were proposed are the wish list. If they had honored every request they would have had a 123% tax increase. They had to break it down and decide the priorities. There are a lot of tough decisions to be made in the process.

III.

RESOLVED, that the Town Board close the public hearing at this time.

Moved: Hoak Seconded: Cavalcoli
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
 Noes: None
 Carried

IV.

RESOLVED, that the Town Board approve the Capital Improvements Program for 2004.

Moved: Hoak
Seconded: Quatroche
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
Noes: None
Carried

V.

RESOLVED, that the Town Board approve the membership of the following into the Lake Shore Volunteer Fire Co., Inc.:

Andrew Nirelli
5139 Glendale Ave.
Hamburg, N.Y. 14075

Derek Wall
5327 Rogers Road Apt. C
Hamburg, N.Y. 14075

Debbie Rektorik
4936 Mount Vernon Blvd.
Hamburg, N.Y. 14075

Doug Mallabar
5302 Briercliff Dr.
Hamburg, N.Y. 14075

Moved: Kesner Seconded: Quatroche
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
 Noes: None
 Carried

VI.

BE IT RESOLVED, that the Town Board grant permission for Supervisor Hoak to sign the Maintenance Agreement with United Business Systems in the amount of \$742.00. Money is available in account B3620.409. This is for the copy machine in the Building Inspection Department.

Moved: Quatroche Seconded: Cavalcoli
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
 Noes: None
 Carried

VII.

RESOLVED, that the Town Board authorize the Finance Department to make a temporary advance of \$258,000 from SS21 (Master Sewer District) to SS29 (Hamburg Sanitary Sewer Improvement Area) for construction costs. This is to be repaid upon issue of permanent financing in fall of 2003.

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
Noes: None
Carried

VIII.

RESOLVED, that the Town Board approve the hiring and termination of personnel for the Recreation Department as follows:

1.	Drew, Adam	B7310(320) Lifeguard	11/03/2003	\$7.25 P/T
2.	McFeely, Elizabeth	B7310(320) Rec. Attendant	11/03/2003	\$7.00 P/T
3.	McLeod, Kelly	B7310(320) Lifeguard	11/03/2003	\$7.00 P/T
4.	Smith, Andrew	B7310(320) Lifeguard	11/03/2003	\$7.25 P/T
5.	Wenzel, John	B7310(320) Rec. Attendant	11/03/2003	\$7.25 P/T
6.	Wenzel, John	ER7251(225)	11/03/2003	Terminate
7.	Cefaly, Paul	A7265(230) Rec. Attendant	10/31/2003	\$8.85 P/T Seas.

Seconded: Hochul

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
Noes: None
Carried

IX.

RESOLVED, that the Town Board authorize the Finance Department to increase Appropriation Account A1355.207 (Assessing - Computer Equipment) through A599 (Appropriated Fund Balance) in the amount of \$499 for GIS Upgrade. These funds are unused STAR monies.

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
Noes: None
Carried

X.
RESOLVED, that the Town Board approve the Audit of Cash Disbursements as follows:

		VOUCHER #'S
OPERATING FUND:		
BATCH # 141	\$ 14,248.55	907649
BATCH # 142	\$860,000.00	907763 - 907764
BATCH # 143	\$584,522.46	907765 - 907847
BATCH # 144	\$106,718.38	UNPROCESSED
TOTAL OPERATING FUND DISBURSEMENTS:		\$1,565,489.39
TRUST & AGENCY:		
BATCH # 58	\$ 9,255.97	560457 - 560458
TOTAL TRUST & AGENCY DISBURSEMENTS:		\$ 9,255.97
CAPITAL FUND DISBURSEMENTS:		
BATCH # 78	\$140,000.00	710445
BATCH #79	\$ 25,193.93	UNPROCESSED
TOTAL CAPITAL FUND DISBURSEMENTS:		\$ 165,193.93
PAYROLL:		
TOTAL PAYROLL DISBURSEMENTS:		\$ 0.00
TOTAL PETTY CASH DISBURSEMENTS:		\$ 0.00
TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:		\$1,739,939.29
Moved: Hoak Seconded: Quatroche		
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche		
Noes: None		
Carried		

XI.
RESOLVED, that the Town Board approve the hiring and termination of personnel for the Building and Grounds Department as follows:

1. James Morgan	P/T Labor	11/05/2003	\$8.80
2. Pamela Fisher	Mechanic Helper	11/05/2003	Terminate
3. Pamela Fisher	Heavy Equipment Operator	11/05/2003	\$19.75
Moved: Quatroche Seconded: Hochul			
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche			
Noes: None			
Carried			

RESOLVED, that the Town Board approve the transfer of Appropriations within the 2003 Budget as follows:

From:	Contingency	B1990.419	\$700.00
To:	Bldg. Insp. - Clean-up of Property	B3620.469	\$700.00

Emergency enclosure of property.

Moved: Quatroche Seconded: Hochul
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
 Noes: None
 Carried

Correspondence

Supervisor Hoak asks that the Correspondence be forwarded to the next public meeting for comment.

XIII.

RESOLVED, that the Town Board adjourn to Executive Session at 7:30 p.m.

Moved: Hoak Seconded: Kesner
Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche
Noes: None
Carried

Catherine Rybczynski, Town Clerk

139 - To the Town Board from Jay Pohlman stating that he is counsel for Seven Corners Development owner of 42.07 acres of property on Big Tree Road of which 16 acres are contiguous to the Walmart site. Requesting, on behalf of his clients, that they amend the rezoning petition, of Walmart, to include this particular parcel.

140 - To the Town Board from Scranton-McKinley Taxpayers Association stating that they are unanimously opposed to Wal-Mart being built on the corner of Camp Road and Scranton Road or on the Calkin's junkyard property.